

105TH CONGRESS  
1ST SESSION

# H. R. 2626

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IN THE SENATE OF THE UNITED STATES

NOVEMBER 10, 1997

Received

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## AN ACT

To make clarifications to the Pilot Records Improvement  
Act of 1996, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. RECORDS OF EMPLOYMENT OF PILOT APPLI-**  
2 **CANTS.**

3 Section 44936(f) of title 49, United States Code, is  
4 amended—

5 (1) in paragraph (1) by striking “Before hiring  
6 an individual” and inserting “Subject to paragraph  
7 (14), before allowing an individual to begin service”;

8 (2) in paragraph (1)(B) by inserting “as a pilot  
9 of a civil or public aircraft” before “at any time”;

10 (3) in paragraph (4)—

11 (A) by inserting “and air carriers” after  
12 “Administrator”; and

13 (B) by striking “paragraph (1)(A)” and  
14 inserting “paragraphs (1)(A) and (1)(B)”;

15 (4) in paragraph (5) by striking “this para-  
16 graph” and inserting “this subsection”;

17 (5) in paragraph (10)—

18 (A) by inserting “who is or has been” be-  
19 fore “employed”; and

20 (B) by inserting “, but not later than 30  
21 days after the date” after “reasonable time”;  
22 and

23 (6) by adding at the end the following:

24 “(14) SPECIAL RULES WITH RESPECT TO CER-  
25 TAIN PILOTS.—

1           “(A) PILOTS OF CERTAIN SMALL AIR-  
2 CRAFT.—Notwithstanding paragraph (1), an air  
3 carrier, before receiving information requested  
4 about an individual under paragraph (1), may  
5 allow the individual to begin service for a period  
6 not to exceed 90 days as a pilot of an aircraft  
7 with a maximum payload capacity (as defined  
8 in section 119.3 of title 14, Code of Federal  
9 Regulations) of 7,500 pounds or less, or a heli-  
10 copter, on a flight that is not a scheduled oper-  
11 ation (as defined in such section). Before the  
12 end of the 90-day period, the air carrier shall  
13 obtain and evaluate such information. The con-  
14 tract between the carrier and the individual  
15 shall contain a term that provides that the con-  
16 tinuation of the individual’s employment, after  
17 the last day of the 90-day period, depends on  
18 a satisfactory evaluation.

19           “(B) GOOD FAITH EXCEPTION.—Notwith-  
20 standing paragraph (1), an air carrier, without  
21 obtaining information about an individual under  
22 paragraph (1)(B) from an air carrier or other  
23 person that no longer exists, may allow the in-  
24 dividual to begin service as a pilot if the air  
25 carrier required to request the information has

1           made a documented good faith attempt to  
2           obtain such information.”.

Passed the House of Representatives November 9,  
1997.

Attest:

ROBIN H. CARLE,

*Clerk.*